

BEFORE THE LOK ADALATH

ORGANISED BY THE KERALA HIGH COURT LEGAL SERVICES COMMITTEE

THE HONOURABLE MR. JUSTICE V.BHASKARAN NAMBIAR (RETD.JUDGE)

&

THE HONOURABLE MR. JUSTICE R.BHASKARAN (RETD.JUDGE)

MONDAY, THE 19TH MARCH 2007 / 28TH PHALGUNA 1928

RFA.No. 277 of 2006()

O.S..583/2001 of II ADDL.SUB COURT, ERNAKULAM

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APPELLANT/DEFENDANT

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MATHUKUTTY NINAN, S/O. PALAKUNNEL  
CHERRYATH NINAN, EMPLOYED IN INDIAN AIRLINES,  
KANICHUKULAM DESOM, MADAPPILLY VILLAGE,  
CHANGANASSERY TALUK, NOW WORKING AS DEPUTY  
MANAGER (P.E.), GROUND SUPPORT DEPARTMENT,  
INDIAN AIRLINES, MUMBAI-99.

BY ADV. SRI.ASP.KURUP  
SRI.SADCHITH.P.KURUP

RESPONDENT/ PLAINTIFF

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K.V.SEBASTIAN, S/O. KUNNAMKULATH  
K.I.VARKEY, EMPLOYED IN COCHIN PORT TRUST,  
KADAVANTHARA DESOM, ERNAKULAM VILLAGE,  
KANAYANNUR TALUK.

BY ADV. SRI.G.SREEKUMAR (CHELUR)

THIS REGULAR FIRST APPEAL HAVING COME UP FOR DETERMINATION AT  
THE LOK ADALATH AND THE PARTIES HAVING SETTLED THE MATTER, THE  
FOLLOWING AWARD IS PASSED IN TERMS OF THE SETTLEMENT.

**JUSTICE V.BHASKARAN NAMBIAR**  
**(RETIRED JUDGE, HIGH COURT OF KERALA)**  
**&**  
**JUSTICE R.BHASKARAN**  
**(RETIRED JUDGE, HIGH COURT OF KERALA)**

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**R.F.A.No.277 OF 2006**  
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**Dated this the 19<sup>th</sup> day of March, 2007**

**A W A R D**

Heard the counsel for the appellant and also the appellant Sri.Mathukutty Ninan, and respondent Sri. K.V.Sebastian who are present in person. The parties have settled the matter by the appellant paying an additional amount of Rs.75,000/-. He has issued a cheque number '989946' drawn on the Canara Bank, Trivandrum dated 19.5.2007 and handed over the same to the respondent. It is agreed that in the event of the cheque being dishonoured on presentation, the appeal will stand dismissed and the decree of the lower court will stand confirmed. If the cheque is honoured and the amount is paid, the appeal will stand dismissed as settled. Half court fee will be refunded to the counsel for the appellant.

The appeal is settled as above.

**JUSTICE V.BHASKARAN NAMBIAR**  
**(RETIRED JUDGE, HIGH COURT OF KERALA)**

**JUSTICE R.BHASKARAN**  
**(RETIRED JUDGE, HIGH COURT OF KERALA)**

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